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9 Attorneys for WAYMO LLC

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 SAN FRANCISCO DIVISION

13 WAYMO LLC,

CASE NO. 3:17-cv-00939

14 Plaintiff,

15 vs.

**PLAINTIFF WAYMO'S AMENDED
NOTICE OF MOTION SANCTIONS**

16 UBER TECHNOLOGIES, INC.;
17 OTTOMOTTO LLC; OTTO TRUCKING
LLC,

18 Defendants.

1 TO DEFENDANTS UBER TECHNOLOGIES, INC., OTTOMOTTO LLC, AND OTTO
2 TRUCKING LLC, AND THEIR COUNSEL OF RECORD:

3 **PLEASE TAKE NOTICE THAT**, as soon as the matter may be heard before the Honorable
4 Jacqueline Scott Corley, in Courtroom F of the United States District Court, Northern District of
5 California, located at 450 Golden Gate Avenue, 15th floor, San Francisco, California 94102, Plaintiff
6 Waymo LLC will and hereby does move this Court for sanctions to remedy misconduct by Defendants
7 Uber Technologies, Inc., Ottomotto LLC, and Otto Trucking LLC. Following a meet and confer with
8 Special Master Cooper, Waymo is filing an Amended Notice to clarify that all Defendants will file
9 their opposition by 3:00 p.m. on October 4, 2017, and that no hearing date has been set yet. To the
10 extent the Court is willing to entertain argument from the parties, Waymo is available at the
11 convenience of the Court.

12 This Motion is made on the grounds that Defendants willfully violated this Court's Order Re
13 Access to Under-Seal Material (Dkt. 60) and Order Re Administrative Motion to Seal (Dkt. 1444) by
14 publicly filing material designated by Waymo as "Highly Confidential" and failing to immediately
15 take all necessary steps to remove the filing from the Court's docket. Waymo moves for sanctions to
16 remedy this misconduct pursuant to the Court's inherent authority and Rule 37 of the Federal Rules of
17 Civil Procedure. Waymo respectfully requests that the Court impose all sanctions that it deems
18 appropriate to remedy Defendants' violations of the Court's discovery orders. In particular, Waymo
19 seeks entry of an Order: (1) compelling Defendants to redact the name and address of Waymo's SVN
20 repository from all future filings and precluding any further argument that this information is not
21 confidential; (2) requiring Defendants to take all necessary and appropriate corrective action to
22 remove the improperly disseminated SVN information from the public domain; (3) precluding
23 Defendants from arguing that Waymo does not adequately protect its SVN server; (4) awarding
24 Waymo damages and attorneys' fees; and (5) awarding any and all other relief the Court deems
25 appropriate.

1 Dated: October 2, 2017

Respectfully submitted,

2 QUINN EMANUEL URQUHART &
3 SULLIVAN, LLP

4 By: s/Charles Verhoeven
Charles K. Verhoeven

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6 *Attorneys for Plaintiff Waymo LLC*